



**Notice of a public meeting of  
Licensing and Regulatory Committee**

**To:** Councillors Mason (Chair), Wells (Vice-Chair), Barker, Cuthbertson, Fitzpatrick, Galvin, Hook, Hunter, Melly, D Myers, Norman, Orrell, Pearson, D Taylor and Warters

**Date:** Wednesday, 9 October 2019

**Time:** 5.30 pm

**Venue:** The George Hudson Board Room - 1st Floor West Offices (F045)

**AGENDA**

**1. Declarations of Interest**

At this point in the meeting, Members are asked to declare:

- any personal interests not included on the Register of Interests
- any prejudicial interests or
- any disclosable pecuniary interests

which they may have in respect of business on this agenda.

**2. Minutes**

(Pages 1 - 8)

To approve and sign the minutes of the meeting held on 4 September 2019.

**3. Public Participation**

At this point in the meeting members of the public who have registered their wish to speak regarding an item on the agenda or an issue within the Committee's remit can do so. The deadline for registering is **5.00pm on Tuesday 8 October 2019**.

**Filming or Recording Meetings**

Please note that, subject to available resources, this meeting will

be filmed and webcast, or recorded, including any registered public speakers who have given their permission. This broadcast can be viewed at <http://www.york.gov.uk/webcasts>.

Residents are welcome to photograph, film or record Councillors and Officers at all meetings open to the press and public. This includes the use of social media reporting e.g. tweeting. Anyone wishing to film, record or take photos at any public meeting should contact the Democracy Officer (whose contact details are at the foot of this agenda) in advance of the meeting.

The Council's protocol on Webcasting, Filming & Recording of Meetings ensures that these practices are carried out in a manner both respectful to the conduct of the meeting and all those present. It can be viewed at [http://www.york.gov.uk/download/downloads/id/11406/protocol\\_f\\_or\\_webcasting\\_filming\\_and\\_recording\\_of\\_council\\_meetings\\_20160809.pdf](http://www.york.gov.uk/download/downloads/id/11406/protocol_f_or_webcasting_filming_and_recording_of_council_meetings_20160809.pdf)

**4. Update on Disclosure and Barring Service (Pages 9 - 12) checks for York taxi drivers**

This report updates Members on the progress made on ongoing Disclosure and Barring Service (DBS) 'refresher' checks for York taxi drivers.

**5. Taxi complaints - 1 January to 31 August 2019 (Pages 13 - 24)**

This report updates Members on complaints about taxis for the period 1 January to 31 August 2019.

**6. Work Plan 2019-20 (Pages 25 - 26)**

To consider the Work Plan for the 2019-20 municipal year.

**7. Urgent Business**

Any other business which the Chair considers urgent under the Local Government Act 1972.

Democracy Officer

Name: Angela Bielby

Contact Details:

- Telephone – (01904) 552599
- E-mail – [a.bielby@york.gov.uk](mailto:a.bielby@york.gov.uk)

For more information about any of the following please contact the Democracy Officer responsible for servicing this meeting:

- Registering to speak
- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above

**This information can be provided in your own language.**

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 **(01904) 551550**

This page is intentionally left blank

City of York Council

Committee Minutes

---

Meeting	Licensing and Regulatory Committee
Date	4 September 2019
Present	Councillors Mason (Chair), Wells (Vice-Chair), Barker, Cuthbertson, Galvin, Hook, Hunter, Norman, Orrell, Pearson, D Taylor and Warters
Apologies	Councillors Fitzpatrick, Melly and D Myers

---

## 8. **DECLARATIONS OF INTEREST**

Members were asked to declare any personal interests not included on the Register of Interests, any prejudicial interests or any disclosable pecuniary interests that they may have in respect of business on the agenda. Cllr Cuthbertson declared a personal non pecuniary interest as a Director of City of York Trading (CYT) Ltd. No further interests were declared.

## 9. **EXCLUSION OF PRESS AND PUBLIC**

Resolved: That the public and press be excluded from the meeting during consideration of Annex 3 to Agenda item 6 on the grounds that it contained information relating in respect of which a claim to legal professional privilege could be maintained in legal proceedings. This information is classed as exempt under Paragraph 5 of Schedule 12A to Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order 2006.

## 10. **MINUTES**

Resolved: That, subject to the amendments to the 18 March minutes agreed at the 15 July meeting, the meetings held on 18 March 2019 and 15 July 2019 be approved as a correct record and signed by the Chair.

**11. RENEWAL OF SEX ESTABLISHMENT LICENCE FOR BLACK ORCHID (1ST FLOOR TOKYO), 3-5 TOFT GREEN, YORK, YO1 6JT**

Members considered a report seeking determination of an application to renew a Sex Establishment Licence for a Sexual Entertainment Venue (SEV) which had been made under the Local Government (Miscellaneous Provisions) Act 1982, Schedule 3 Control of Sex Establishments in respect of Black Orchid, 3-5 Toft Green, York, YO1 6JT York.

The Licensing Manager advised that the application was for the renewal of a Sex Establishment Licence in line with Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, as amended by Section 27 of the Policing and Crime Act 2009, which allows local authorities to regulate lap dancing clubs and similar venues. She outlined the report and annexes, noting the grounds for refusal of which there were no mandatory grounds for refusal. She outlined the options available to Members in determining the application. She was asked and clarified the operating hours of the venue.

By virtue of paragraphs 10, 12 and 13 of schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended), the Committee had the following options available to them in making their decision:

- Option 1 Grant a renewal of the licence as requested.
- Option 2 Renew the licence with modified/additional conditions imposed by the licensing committee.
- Option 3 Refuse the application for renewal on one of the mandatory grounds or on one or more of the discretionary grounds within paragraph 12 to Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended).

Resolved: That, in accordance with Option 1, Members grant a renewal of the licence as requested.

Reason: To consider renewal of the sex establishment licence as required by the legislation.

**12. TAXI ACCOUNT UP TO 31 MARCH 2019**

The Committee considered an information only report giving Members details of the taxi licensing account as requested at the last Committee meeting. The Head of Public Protection outlined the report highlighting the following points:

- There was a surplus of £74,500 and some of the carry forward from this was planned expenditure.
- The spending on employment agency staff was high due to the staffing needed to undertake background checks for drivers and for cover during the recruitment freeze.

Following an overview of the report, the Head of Public Protection was asked and clarified that:

- Agency staff had been carrying out the criminal background checks for drivers.
- The budget surplus had grown over a number of years.
- It was hoped the new Licensing Manager post would be recruited after Christmas.
- The budget surplus from fees could not be used to pay for enforcement. An explanation of the mechanism for reviewing fees was given.

Resolved: That the information on the Taxi Account up to 31 March 2019 be noted.

Reason: In order to be updated on the taxi licensing account.

**13. PUBLIC PARTICIPATION**

It was reported that there had been three registrations to speak at the meeting under the Council's Public Participation Scheme. All three speakers spoke on Agenda Items 5 and 6.

Gwen Swinburn noted that over £300,000 had been paid in taxi fees and there was minimal enforcement. She requested that information be provided on how much staff time was spent on taxi related matters. She was pleased to see the Forward Plan on the meeting agenda, especially the 6 monthly KPI information and she added that a full list of licences was required.

Drew Thompson spoke on the potential action against Uber. He explained that Brentwood Council had asked Uber to apply for an operator's licence, which Uber refused. He stated that Uber should only operate where they had an operator's licence. He then updated Committee on a meeting regarding potential for legal action against Uber, which had been attended by six Councils and for which a number of other Councils had shown interest. He ended by referring to the Reading judgement.

Wendy Loveday explained that Option 2 of the report was the better option and the only option to protect the York public. She explained the reasons for this.

#### **14. INTERPRETATION OF LAW - 'OUT OF TOWN' LICENCES**

Members considered a covering report that introduced the 'Executive report' (Appendix A) which was a draft of the report to be considered by the Executive on 26 September 2019. The Executive report concerned the council's interpretation of the law relating to the ability of private hire operators and drivers to work their vehicles outside of the area within which they are licensed (often referred to as 'out of town' operators/drivers/vehicles). The consideration of the report provided an opportunity for the comments of the Committee to be added to the report to be presented to the Executive on 26 September.

The Head of Public Protection outlined the report explaining the two options to the Committee. The Interim Assistant Director for Legal and Governance clarified that Uber drivers were not licensed in York and that those working in York were licensed by different authorities. She noted that the method Uber adopted for bookings did not mean they were operating in York. She confirmed that she was happy with the legal advice that had been given.

Following the overview of the report and options, Members raised a number of questions to which the following Officer responses were noted:

- There was some merit in councils coming together to lobby the government.
- Officers were satisfied with the advice given by their legal counsel as this took into account the most recent case law.



- It was not thought that the six councils attending the meeting about Uber would be taking class action. It was confirmed that Cllr Waller had attended the meeting.
- The monetary risk in terms of action being taken would depend on the nature of the prosecution – the higher the court that resolved the issue, the higher the cost.
- The issue was not related to drivers and was in relation to out of town operators.
- Any prosecution would only take place after an investigation and thereafter the authority would address whether it was in the public interest to prosecute. The council would need to be consistent in its approach.
- There was a level of risk with option 1 and it was difficult to assess the legal costs. The council was less likely to be facing costs with option 1.
- Enforcement Officers were reliant on the trade reporting matters of concern to Public Protection.
- There was now a stronger network in the licensing authorities and if drivers came from neighbouring authorities they would be subject to the same licensing conditions.
- The mechanism for the triple lock check was explained.
- The sanctions that could be used against private hire firms using taxi ranks was outlined.
- A letter had been sent to the Minister for Transport requesting that a review be undertaken to which a response had been received explaining that this was being examined by the task group.
- There was a wider concern that out of town drivers were not subject to the York licensing conditions which led to a wider concern about the suitability of those drivers.
- Clarification was given on the decision of the Committee in December 2017 that Uber were not fit and proper.

During debate Members noted that the report to Executive should include the following comments:

- There is a need for increased enforcement
- An assessment of the climate change implications from out of town taxis be made
- The Department for Transport be lobbied to bring in legislation
- There are concerns about out of town drivers not having local knowledge of the roads

Resolved: That:

- i. The report to Executive includes the comments from the Committee as detailed above.
- ii. The Committee recommend to Executive to follow Option 1, namely that the settled legal position remains with no changes required to the Taxi Licensing Policy.

Reason: To provide clarity for the public in relation to the council's interpretation of the law.

## **15. REVIEW OF POLLING DISTRICTS, POLLING PLACES AND POLLING STATIONS**

Members considered a report that informed them of the duty on all local authorities to carry out a review of polling districts, polling places and polling stations in their area within five years, as laid down by the Electoral Registration and Administration Act 2013. During debate it was suggested that schools should be avoided as use for Polling Stations. Members were encouraged to feedback into the consultation. The Interim Assistant Director for Legal and Governance was asked and explained what a double Polling Station and she confirmed that the Polling Station district boundaries could be examined.

Resolved: That Members note the report.

Reason: To comply with statutory requirements.

**16. WORK PLAN 2019/20**

Members considered the Work Plan 2019-20. It was noted that the Chair and Licensing Manager would be meeting to discuss the work plan.

Resolved: That the work plan be discussed by the Chair and Licensing Manager.

Reason: To keep the Committee's work plan updated.

Cllr A Mason, Chair

[The meeting started at 5.30 pm and finished at 7.55 pm].

This page is intentionally left blank



---

**Licensing & Regulatory Committee****9 October 2019**

Report from the Assistant Director – Planning and Public Protection

**Update on Disclosure and Barring Service checks for York taxi drivers****Summary**

1. This report is to update Members on the progress made on ongoing Disclosure and Barring Service (DBS) ‘refresher’ checks for York taxi drivers.

**Recommendations**

2. The Committee is asked to note the information in the report.

Reason: In order to be updated on the progress made on ongoing Disclosure and Barring Service ‘refresher’ checks for York taxi drivers.

**Background**

3. As described in previous reports on DBS checks, the Taxi Licensing Policy states that all licensed drivers will undergo an enhanced DBS check prior to being licensed, and once every three years thereafter.
4. It is important to stress that the three yearly refresher checks are a ‘backstop’ to a number of other activities which take place to determine whether drivers continue to be ‘fit and proper persons’ throughout the term of their licence. For example, taxi drivers are required by law to notify licensing officers if they are arrested and/or charged with any offences and they make a ‘self declaration’ of any offences upon the renewal of their drivers licence.
5. There are however obvious potential weaknesses in relying on the system of self notification. The Licensing Officers therefore have excellent lines of communication with the police, who inform us upon arrest of a licensed person for any serious crime they are investigating under the common law power of police disclosure. This can and does

result in suspension/revocation of drivers licences. Other partners and Council Services also report concerns through a network of contacts.

6. Operators themselves report complaints about their drivers to Licensing Officers (as required by their own licence conditions), and we investigate concerns from other drivers and members of the public. Again this does lead to a range of sanctions from warnings to drivers having licences suspended/ revoked.
7. Since 1 January 2019, the licensing team have revoked the licences of 30 drivers for not completing a DBS check, a further two have been revoked following notification of arrest from the police.
8. As of 31 August 2019 there were 977 licensed drivers.
  - Only five have a DBS check outstanding (0.5%). These are between three and six weeks overdue. Of these drivers, three drivers begun the process and are awaiting the results. Two state that they are no longer working as licensed drivers and have undertaken to return their licences to officers in the coming days (rather than going through the revocation process).

### **Consultation**

9. There is no consultation associated with this report as it is for information only

### **Options**

10. There are no options and analysis associated with this report as it is for information only

### **Analysis**

11. There are no options and analysis associated with this report as it is for information only

### **Council Plan**

12. This action supports the council's priority to meet its statutory duties.

### **Implications**

13. There are no other implications

**Contact Details**

**Author:**  
**Matt Boxall**  
**Head of Public Protection**  
Tel: (01904) 551528

**Chief Officer Responsible for the report:**  
**Mike Slater**  
Assistant Director of Planning and Public  
Protection

**Report**  **Date** 1 October 2019  
**Approved**

**Specialist Implications Officer(s)** List information for all

N/A

**Wards Affected:** List wards or tick box to indicate all **All**

**For further information please contact the author of the report**

**Annexes**

None

**List of Abbreviations Used in this Report**

DBS – Disclosure and Barring Service

This page is intentionally left blank





---

**Licensing & Regulatory Committee****9<sup>h</sup> October 2019**

Report from the Assistant Director – Planning and Public Protection

**Taxi complaints – 1 January to 31 August 2019****Summary**

1. This report is to update Members, as requested, on complaints about taxis. The reporting period is 1<sup>st</sup> January to 31<sup>st</sup> August 2019.

**Recommendations**

2. The Committee is asked to note the information in the report.

Reason: In order to be updated on the complaints about taxis during the period 1 January to 31 August 2019.

**Background**

3. Although usually referred to as 'complaints', the database consists of incidents reported from a wide range of sources including passengers, members of the public and road users. Many of the reports are from other taxi drivers – the local taxi trade has appointed a 'complaints co-ordinator' with the aim of streamlining the reporting process. Some of the reports on the database are from officers of the council and other agencies sharing their concerns. We actively encourage anybody with concerns about taxis in York to report the matter to [public.protection@york.gov.uk](mailto:public.protection@york.gov.uk) in order to ensure we have the most comprehensive picture of the issues as possible, and we take appropriate action in response to the issues raised.
4. There are some 292 'complaints' in total on the database in the time period (excluding a handful of duplicates). Over half of all the complaints (178 out of 292) (61%) are not about York licensed drivers, vehicles or operators. This includes those licensed elsewhere, often referred to as 'out of town' drivers etc. Some 152 of the 178 complaints (85.4%) are from York licensed drivers. However, this may be expected as we have been actively encouraging the trade to report matters of concern to public protection rather than take matters into their own hands. There were 114

complaints about York licensed drivers etc. Some 31 of those 114 complainants (27.2%) are known to be from the local trade.

5. When officers receive a complaint, they must first determine whether it is an issue for our service or another agency such as the police or different local authority. Matters are typically 'referred to another department or authority' where the complaint is about the conduct or driving of an 'out of town driver' since this can help them to determine whether the driver remains 'fit and proper' to hold a licence. Road traffic accidents are also reported to Operation Spartan – the North Yorkshire Police hotline for road traffic accidents - for information and to assist in any investigation they are undertaking.
6. A proportionate response is taken in respect of all complaints dealt with by City of York Council's officers, as required by our enforcement policy. The vast majority of issues are dealt with by way of written warning/advice. When complaints are dealt with by City of York Council Officers they are categorised as follows:-
  - 'accepted' - where on balance of probability it is felt that the complainant's account is correct
  - 'not accepted' - where on balance the complainant's view is not felt to be correct.
  - 'false' - where a complaint is known to be incorrect
  - 'malicious' - where it appears that officers have been deliberately misled (no complaints have been recorded as malicious).
  - 'other' – where no category applies e.g. it is a general enquiry

Please note: The categorisation is based on officer 'judgement' and are not 'proven' matters.

7. Annex 1 shows a breakdown of the 262 complaints which have been classified as 'accepted', 'other' or 'referred to another' i.e. the 'not accepted' and 'false' complaints have been excluded. Of note:-
8. One particular operator (referred to as Operator A in the Annex) has 136 complaints recorded against them.
  - The majority of these complaints relate to the way vehicles are parked i.e. 34 out of 136 (25%) – particularly on ranks.
  - Other common complaints concern general 'driving standards' (27 out of 136)(19.9%), 'illegal turns' (14 out of 136)(10.3%) and 'wrong way on street' (13 out of 136)(9.6%).

- Problems with plates/signage account for 17 out of 136 (12.5%) complaints.
9. Some 98 'accepted' etc. complaints are in relation to the local York trade. An analysis of which shows:
- The majority of complaints about York drivers related to general 'driving standards' (29 out of 98) (29.6%). A further 11 out of those 98 (11.2%) relate to illegal turns.
  - 'Driver behaviour' was the cause of 21 out of the 98 complaints (21.4%)
10. Annex 1 shows how the complaints are spread across different 'operators'. Please note that for ease of reference, complaints against hackney drivers are recorded as one of the operators.
11. In addition, anyone with a York licensed vehicle is required under their conditions to report road traffic accidents within 72 hours. There have been 19 road traffic accidents 'self reported' in the period.

### **Consultation**

12. There is no consultation associated with this report as it is for information only

### **Options and Analysis**

13. There are no options and analysis associated with this report as it is for information only

### **Council Plan**

14. This action supports the council's priority to meet its statutory duties.

### **Implications**

15. There are no other implications

**Contact Details**

**Author:**  
**Matt Boxall**  
**Head of Public Protection**  
Tel: (01904) 551528

**Chief Officer Responsible for the report:**  
**Mike Slater**  
Assistant Director of Planning and Public  
Protection

**Report**  **Date** 01/10/2019  
**Approved**

**Specialist Implications Officer(s)** List information for all

N/A

**Wards Affected:**

**All**

**For further information please contact the author of the report**

**Annexes**

Annex 1 – List of complaints

**List of Abbreviations Used in this Report**

None

**Annex 1 - Details of Complaints (1 January - 31 August 2019, by Operator)**

<b>Details</b>	<b>Authority</b>	<b>Operator</b>	<b>Action</b>
Illegal pick up	Other	A	I44 Ongoing
Illegal pickup	Other	A	I51 Accepted - Written warning/advice
Parking - on Piccadilly rank	Other	A	I51 Accepted - Written warning/advice
Parking - St Leonards Place rank	Other	A	I51 Accepted - Written warning/advice
Parking - St Sampsons Square rank	Other	A	I51 Accepted - Written warning/advice
Parking - Duncombe Place rank	Other	A	I51 Accepted - Written warning/advice
Parked on rank - St Leonards Place	Other	A	I51 Accepted - Written warning/advice
Driver behaviour - offensive gesture	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Wrong way on street - Lowther Street	Other	A	I51 Accepted - Written warning/advice
Parking - waiting on St Leonards Place rank	Other	A	I51 Accepted - Written warning/advice
Parking - on Clifford Street rank	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Driving Standards - Crossing red light	Other	A	I51 Accepted - Written warning/advice
Parking - station rank	Other	A	I51 Accepted - Written warning/advice
Parking - on Piccadilly rank	Other	A	I51 Accepted - Written warning/advice
Illegal turn - out of Lendal	Other	A	I51 Accepted - Written warning/advice
Wrong way on street - Blake Street	Other	A	I51 Accepted - Written warning/advice
Driving Standards - driving through red light	Other	A	I51 Accepted - Written warning/advice
Driving Standards - overtaking on wrong side of bollards	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Coppergate	Other	A	I51 Accepted - Written warning/advice
Parking - waiting in disabled parking bay	Other	A	I51 Accepted - Written warning/advice
Parking - in disabled space	Other	A	I51 Accepted - Written warning/advice
Illegal turn - turning right out of Lendal	Other	A	I51 Accepted - Written warning/advice
Illegal pick up - plying for hire	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	Other	A	I51 Accepted - Written warning/advice
Parking - on double yellow lines	Other	A	I51 Accepted - Written warning/advice
Driving standards - running a red light	Other	A	I51 Accepted - Written warning/advice

Driver behaviour - urinating against wall	Other	A	I53 Accepted - No further action
Illegal turns - Various drivers out of Lendal	Other	A	I53 Accepted - No further action
Parking - private hire on rank (was pre booked)	Other	A	I53 Accepted - Other
Parking - on station rank (was pre-booked)	Other	A	I53 Accepted - Other
Road traffic accident - Hull Rd	Other	A	I53 Accepted - Other
Driver smoking	Other	A	I60 Fixed Penalty Notice
Driver smoking	Other	A	I60 Fixed Penalty Notice
Road Traffic Accident - Minor accident in petrol station	Other	A	I61 Referred to other department or agency
Wrong way on street - Knavesmire Rd	Other	A	I61 Referred to other department or agency
Illegal turn - Nessgate	Other	A	I61 Referred to other department or agency
Wrong way on street - Castlegate	Other	A	I61 Referred to other department or agency
Wrong way on street - Penley Grove Street	Other	A	I61 Referred to other department or agency
Parking - Private hire on Duncombe Place rank	Other	A	I61 Referred to other department or agency
Driving standards - Vehicle picking up in tea room square	Other	A	I61 Referred to other department or agency
Driving standards - Passengers carrying luggage on laps	Other	A	I61 Referred to other department or agency
Parking - on rank/drove off wrong way on one way street.	Other	A	I61 Referred to other department or agency
Wrong way on street - Petergate	Other	A	I61 Referred to other department or agency
Road traffic accident - cemetery road	Other	A	I61 Referred to other department or agency
Parking - private hire on hackney rank	Other	A	I61 Referred to other department or agency
Driving standards - picking up in tearoom square	Other	A	I61 Referred to other department or agency
Driving standards - Picking up in tea room square	Other	A	I61 Referred to other department or agency
Parking - Duncombe Place rank	Other	A	I61 Referred to other department or agency
Parking - private hire on rank	Other	A	I61 Referred to other department or agency
Driving standards - failure to stop at junction	Other	A	I61 Referred to other department or agency
Driving standards - picking up in tea room square	Other	A	I61 Referred to other department or agency
Driving standards - dangerous dropping off	Other	A	I61 Referred to other department or agency
Wrong way on street - Eastern Terrace	Other	A	I61 Referred to other department or agency
Mechanical condition - nearside brake light out	Other	A	I61 Referred to other department or agency
Parking - Picking up from Minster rank (passengers were booked)	Other	A	I61 Referred to other department or agency
Driving standards - picked up in traffic in tea room square	Other	A	I61 Referred to other department or agency
Driving Standards - Cut up at traffic lights	Other	A	I61 Referred to other department or agency
Driving Standards - running red light	Other	A	I61 Referred to other department or agency
Parking - in road to pick up passengers (were pre-booked)	Other	A	I61 Referred to other department or agency

Wrong way on street - reversing on Petergate	Other	A	I61 Referred to other department or agency
Parking - Queen Street	Other	A	I61 Referred to other department or agency
Driving Standards - Stopped in yellow box & brake light out	Other	A	I61 Referred to other department or agency
Driver beaviour - leaving litter	Other	A	I61 Referred to other department or agency
Enquiry - vehicle colour	Other	A	I61 Referred to other department or agency
Driving standards - Overcrowded vehicle	Other	A	I61 Referred to other department or agency
Parking - pedestrian crossing	Other	A	I61 Referred to other department or agency
Plates/Signage - No door stickers	Other	A	I61 Referred to other department or agency
Road traffic accident - Cemetry Road	Other	A	I61 Referred to other department or agency
Plates/signage - Illegal number plate	Other	A	I61 Referred to other department or agency
Mechanical defect - Brake light out, also parked on station rank	Other	A	I61 Referred to other department or agency
Parking - Duncombe Place rank (and brake light out)	Other	A	I61 Referred to other department or agency
Driving standards - stopped over cycle box at traffic lights	Other	A	I61 Referred to other department or agency
Driving Standards - going through red light	Other	A	I61 Referred to other department or agency
Driver behaviour - swearing	Other	A	I61 Referred to other department or agency
Plates/signage - attached to doors with sticky tape	Other	A	I61 Referred to other department or agency
Plates/signage - Operator name stuck on with tape	Other	A	I61 Referred to other department or agency
Plates/signage - No operator signage on door	Other	A	I61 Referred to other department or agency
Plates/signage - displaying name of another operator	Other	A	I61 Referred to other department or agency
Plates/signage - Door signage still not present	Other	A	I61 Referred to other department or agency
Plates/signage - Sun strip fouling the wiper blades	Other	A	I61 Referred to other department or agency
Driving Standards - crossed pedestrian area at station	Other	A	I61 Referred to other department or agency
Plates/Signage - Damaged side plates	Other	A	I61 Referred to other department or agency
Plates/signage - incorrect side plates	Other	A	I61 Referred to other department or agency
Wrong way on street - up Walmgate and Merchantgate	Other	A	I61 Referred to other department or agency
Parking - opposite Duncombe Place rank	Other	A	I61 Referred to other department or agency
Mechanical condition - Defective number plate lights	Other	A	I61 Referred to other department or agency
Plates/signage - No taxi decals on display	Other	A	I61 Referred to other department or agency
Plates/signage - No operator signage on vehicle	Other	A	I61 Referred to other department or agency
Road traffic accident - has damage to door	Other	A	I61 Referred to other department or agency
Illegal turn - Lendal	Other	A	I61 Referred to other department or agency
Driving Standards -wrong side of road/wrong way on roundabout	Other	A	I61 Referred to other department or agency
Driving Standards - illegal turn across pedestrian crossing	Other	A	I61 Referred to other department or agency

Driving Standards - almost hit cyclist	Other	A	I61 Referred to other department or agency
Wrong way on street - Daveygate	Other	A	I61 Referred to other department or agency
Driving standards - Cutting up another driver	Other	A	I61 Referred to other department or agency
Plates/signage - No side plates	Other	A	I61 Referred to other department or agency
Wrong way on street - Petergate	Other	A	I61 Referred to other department or agency
Plates/Signage - No door signage	Other	A	I61 Referred to other department or agency
Plates/signage - Obscured details	Other	A	I61 Referred to other department or agency
Parking - on rank	Other	A	I61 Referred to other department or agency
Plates/signage - defective plate/tape obscuring details	Other	A	I61 Referred to other department or agency
Plates/signage - Worn/unreadable licence plate	Other	A	I61 Referred to other department or agency
Parking - picking up from drop off area under station portico	Other	A	I61 Referred to other department or agency
Parking-taking passengers from rank (passengers pre-booked)	Other	A	I61 Referred to other department or agency
Illegal turn - Tanner Row	Other	A	I61 Referred to other department or agency
Illegal turn - Lendal	Other	A	I61 Referred to other department or agency
Illegal right turn - Lendal	Other	A	I61 Referred to other department or agency
Parking - Picking up passengers from Rougier Street rank	Other	A	I61 Referred to other department or agency
Parking - Rougier Street Rank	Other	A	I61 Referred to other department or agency
Parking - Rougier Street rank	Other	A	I61 Referred to other department or agency
Road Traffic Accident - Vehicle crashed into a bus	Other	A	I61 Referred to other department or agency
Driving Standards - tailgating/overtaking	Other	A	I61 Referred to other department or agency
Road traffic accident - collision at lights	Other	A	I61 Referred to other department or agency
Road Traffic Accident - vehicle on pavement	Other	A	I61 Referred to other department or agency
Parking - Out of town vehicle just off Duncombe Place rank	Other	A	I61 Referred to other department or agency
Parking - Out of town vehicle on Picacadilly rank	Other	A	I61 Referred to other department or agency
Parking - regularly in disabled parking bays at station	Other	A	I61 Referred to other department or agency
Concerns about where drivers are sleeping overnight	Other	A	I61 Referred to other department or agency
Driving Standards - near miss at roundabout	Other	A	I61 Referred to other department or agency
Driving Standards - overtakes bus/near miss car	Other	A	I61 Referred to other department or agency
Driver behaviour - Swearing	Other	A	I61 Referred to other department or agency
Mechanical condition - Rear light defective	Other	A	I61 Referred to other department or agency
Driver behaviour - not wearing seat belt	Other	A	I61 Referred to other department or agency
Wrong way on street - Lendal gyratory	Other	A	I61 Referred to other department or agency
Driver behaviour - Altercation between drivers	Other	A	I61 Referred to other department or agency



Driving Standards - turns around at traffic lights	Other	A	I61 Referred to other department or agency
Wrong way on street - Spurriergate	Other	A	I61 Referred to other department or agency
Parking - driver picking up at tearoom square	Other	A	I61 Referred to other department or agency
Enquiry regarding enforcement	Other	A	I62 Outcome - Other
Enquiry - Legality of out of town vehicles at station	Other	A	I62 Outcome - Other
Enquiry - legality of out of town taxis in York	Other	A	I62 Outcome - Other
Road traffic accident - Fatality	CYC	B	I44 Ongoing
Driver behaviour - angry when handing in lost property	CYC	B	I51 Accepted - Written warning/advice
Driver behaviour - Rude and unhelpful taxi driver	CYC	B	I51 Accepted - Written warning/advice
Driver behaviour - tried to charge for return of lost property	CYC	B	I51 Accepted - Written warning/advice
Driver behaviour - threatening towards another road user	CYC	B	I51 Accepted - Written warning/advice
Driving Standards - blocking cycle box at traffic lights	CYC	B	I51 Accepted - Written warning/advice
Driving Standards - jumped a red light	CYC	B	I51 Accepted - Written warning/advice
Driving standards - near miss with cyclist/two finger gesture	CYC	B	I51 Accepted - Written warning/advice
Driving standards - obstructed merge/into oncoming cars	CYC	B	I51 Accepted - Written warning/advice
Driving Standards - pumping accelerator/uncomfortable ride	CYC	B	I51 Accepted - Written warning/advice
Driving standards - Taxi going through red light	CYC	B	I51 Accepted - Written warning/advice
Driving Standards - too close to cyclists	CYC	B	I51 Accepted - Written warning/advice
Driving standards - turned left cutting off cyclist	CYC	B	I51 Accepted - Written warning/advice
Driving Standards - Using phone whilst driving	CYC	B	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	B	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	B	I51 Accepted - Written warning/advice
Illegal turn - Lendal	CYC	B	I51 Accepted - Written warning/advice
Odour in taxi	CYC	B	I51 Accepted - Written warning/advice
Parking - in disabled bay/rude when challenged	CYC	B	I51 Accepted - Written warning/advice
Parking - regularly on double yellow lines outside school	CYC	B	I51 Accepted - Written warning/advice
Refused a fare	CYC	B	I51 Accepted - Written warning/advice
Mechanical condition - Broken meter/seatbelt fitting	CYC	B	I52 Accepted - Verbal warning given
Plates/signage - rear plate on parcel shelf/upside down	CYC	B	I52 Accepted - Verbal warning given
Driver behaviour - aggression observed by member of public	CYC	B	I53 Accepted - No further action
Driver behaviour - refused to take disabled son	CYC	B	I53 Accepted - No further action
Driver behaviour - Rude and cockey/photographed passengers	CYC	B	I53 Accepted - No further action
Driver smoking	CYC	B	I60 Fixed Penalty Notice

Driver smoking	CYC	B	I60 Fixed Penalty Notice
Driver behaviour - aggressive and speeding	CYC	B	I61 Referred to other department or agency
Driver behaviour - regularly harrassed at station by driver	CYC	B	I61 Referred to other department or agency
Driving standards - running red lights	CYC	B	I61 Referred to other department or agency
Driving standards - hackneys at racecourse	CYC	B	I62 Outcome - Other
Driver behaviour - arrested	CYC	C	I50 Accepted - Formal enforcement action
Driver behaviour - angry/bad attitude	CYC	C	I51 Accepted - Written warning/advice
Driving Standards - cutting in forcing an emergency stop	CYC	C	I51 Accepted - Written warning/advice
Driving standards - nearly ran person over/driving on phone	CYC	C	I51 Accepted - Written warning/advice
Driving Standards -overtook a car turning right/swore at driver	CYC	C	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	C	I51 Accepted - Written warning/advice
Illegal taxi - name of operator not recognised	CYC	C	I51 Accepted - Written warning/advice
Parking - Picking up from rank at racecourse	CYC	C	I51 Accepted - Written warning/advice
Parking - private hire vehicle parked on rank	CYC	C	I51 Accepted - Written warning/advice
Plates/signage - Incorrect name of operator displayed	CYC	C	I51 Accepted - Written warning/advice
Wrong way on street - Grovesnor Terrace	CYC	C	I51 Accepted - Written warning/advice
Wrong way on street - Leeman Road/Memorial Gardens	CYC	C	I51 Accepted - Written warning/advice
Driver behaviour - abusive behaviour towards motorist	CYC	C	I52 Accepted - Verbal warning given
Driver smoking and improper plates	CYC	C	I52 Accepted - Verbal warning given
Plates/signage - plates not displayed properly	CYC	C	I52 Accepted - Verbal warning given
Driving standards - through red traffic light	CYC	C	I53 Accepted - No further action
Plates/signage - plates incorrect	CYC	C	I53 Accepted - No further action
Parking - outside residential property	CYC	C	I53 Accepted - Other
Plates/signage - incorrect name of operator	CYC	C	I53 Accepted - Other
Plates/signage - incorrect name of operator displayed	CYC	C	I53 Accepted - Other
Plates/signage - incorrectly displayed	CYC	C	I53 Accepted - Other
Driver Smoking - also parked on double yellow lines	CYC	C	I60 Fixed Penalty Notice
Parking - York private hire vehicle on hackney rank in Selby	CYC	C	I61 Referred to other department or agency
Driver behaviour - conduct of driver towards passenger	CYC	D	I51 Accepted - Written warning/advice
Driving Standards - cutting up another vehicle	CYC	D	I51 Accepted - Written warning/advice
Driving Standards - cutting up learner driver	CYC	D	I51 Accepted - Written warning/advice
Driving standards - dangerous driving	CYC	D	I51 Accepted - Written warning/advice
Driving standards - jumped red lights	CYC	D	I51 Accepted - Written warning/advice

Driving standards - near miss pulling out across motorcyclist	CYC	D	I51 Accepted - Written warning/advice
Illegal right turn	CYC	D	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	D	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	D	I51 Accepted - Written warning/advice
Parking - on pavement forcing pedestrians into the road	CYC	D	I51 Accepted - Written warning/advice
Parking - Piccadilly rank	CYC	D	I51 Accepted - Written warning/advice
Parking - vehicle parking on Duncombe Place rank	CYC	D	I51 Accepted - Written warning/advice
Speeding - through road works	CYC	D	I51 Accepted - Written warning/advice
Driver behaviour - Aggressive/threw bottle at another car	CYC	D	I52 Accepted - Verbal warning given
Driving standards - falling asleep at wheel	CYC	D	I52 Accepted - Verbal warning given
Method by which bookings taken	CYC	D	I52 Accepted - Verbal warning given
Illegal turn - York vehicles turning right from Lendal	CYC	D	I53 Accepted - No further action
Driver behaviour - one driver (off duty) towards another	CYC	D	I61 Referred to other department or agency
Enquiry - stealing of fares	CYC	D	I62 Outcome - Other
Plates/signage - Licence plate taped to window	CYC	D	I62 Outcome - Other
Driver behaviour - driver arrested	CYC	E	I50 Accepted - Formal enforcement action
Driving standards - Near miss with cyclist	CYC	E	I51 Accepted - Written warning/advice
Driving Standards - sped towards car reverse parking	CYC	E	I51 Accepted - Written warning/advice
Driving standards - using beaker/ one hand on wheel	CYC	E	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	E	I51 Accepted - Written warning/advice
Mechanical condition - Brake light defective	CYC	E	I52 Accepted - Verbal warning given
Driver behaviour - abusive/threats to disabled driver	CYC	F	I51 Accepted - Written warning/advice
Driver behaviour - shouted abuse at another motorist	CYC	F	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	F	I51 Accepted - Written warning/advice
Illegal right turn - Lendal	CYC	F	I51 Accepted - Written warning/advice
Passenger smoking in taxi	CYC	F	I51 Accepted - Written warning/advice
Driver behaviour - shouting at another driver	CYC	G	I51 Accepted - Written warning/advice
Taxi advert contains a driver's number/not operators.	CYC	G	I51 Accepted - Written warning/advice
Driver behaviour - swore repeatedly at another motorist	CYC	G	I53 Accepted - Other
Driving Standards - put passengers at risk crossing road	CYC	Not recorded	I51 Accepted - Written warning/advice
Driver behaviour - Shouting at another road user	CYC	Not recorded	I52 Accepted - Verbal warning given
Driving Standards - ignoring sign/illegal turn/shouting at cyclist	CYC	Not recorded	I53 Accepted - No further action
Driving standards - through red traffic light	CYC	Not recorded	I53 Accepted - No further action

Driving standards - passed inside/cut up cyclist	CYC	Not recorded	I61 Referred to other department or agency
Driving standards - taxi waiting on entry to roundabout	CYC	Not recorded	I62 Outcome - Other
Parking - On Piccadilly rank	CYC	Not recorded	I51 Accepted - Written warning/advice
Plates/signage - plate in window	CYC	Other	I52 Accepted - Verbal warning given
Plates/signage - Licence plate displayed in rear window	CYC	Other	I53 Accepted - Other
Illegal pick up - Advertising lifts/unlicensed taxi	Other	Unknown	I51 Accepted - Written warning/advice
Parking - Selby vehicle on hackney carriage rank	Other	Unknown	I52 Accepted - Verbal warning given
Illegal taxi - apparently advertising lifts on Facebook	Other	Unknown	I52 Accepted - Verbal warning given
Illegal right turn - Lendal	Other	Unknown	I53 Accepted - No further action
Parking - taxi on zig zags at pedestrian crossing	Other	Unknown	I53 Accepted - No further action
Illegal turn - Lendal/near miss	Other	Unknown	I53 Accepted - No further action
Driver Smoking	Other	Unknown	I53 Accepted - No further action
Object in windscreen blocking view	Other	Unknown	I53 Accepted - No further action
Driving standards - taxi drivers blocking roads on race days	Other	Unknown	I53 Accepted - Other
Driver smoking	Other	Unknown	I60 Fixed Penalty Notice
Driver Smoking	Other	Unknown	I60 Fixed Penalty Notice
Size of photographs on another authority's badges	Other	Unknown	I61 Referred to other department or agency
Enquiry - non York hackney working as private hire	Other	Unknown	I61 Referred to other department or agency
Illegal taxi - sign on roof/no plates or signs	Other	Unknown	I61 Referred to other department or agency
Plates/signage - no side plates	Other	Unknown	I61 Referred to other department or agency
Parking - non York taxi on Tower Street rank	Other	Unknown	I61 Referred to other department or agency
Taxi rank queue becomes fragmented	Other	Unknown	I61 Referred to other department or agency
No badge - Driver badge not displayed	Other	Unknown	I61 Referred to other department or agency
Enquiry - out of town hackney working in York	Other	Unknown	I61 Referred to other department or agency
Illegal taxi - non York hackney with top light on	Other	Unknown	I61 Referred to other department or agency
Illegal taxi - non York hackney with top light on	Other	Unknown	I61 Referred to other department or agency
Illegal taxi - non York hackney working in York	Other	Unknown	I61 Referred to other department or agency
Complaint about taxi licensing service/time taken to licence driver	Other	Unknown	I62 Outcome - Other
Out of town taxis adversely affecting local drivers	Other	Unknown	I62 Outcome - Other
General complaint about out of town drivers	Other	Unknown	I62 Outcome - Other
Enquiry - Out of town vehicles in York	Other	Unknown	I62 Outcome - Other
Concerns about out of town taxis working in York	Other	Unknown	I62 Outcome - Other
Enquiry - safety checks performed on vehicles	Other	Unknown	I62 Outcome - Other

## Licensing and Gambling Committee – Workplan 2019-20

<p>Mon 15 Jul 2019 at 5.30pm</p>	<ul style="list-style-type: none"> <li>• Renewal of Sex Establishment Licence for The Adult Shop</li> <li>• Taxi Licensing Policy – Driver Training</li> <li>• Taxi Licensing Policy – Determining the Suitability of Applicants and Licensees as Drivers in Taxi and Private Hire Licensing</li> <li>• Draft Work Plan 2019-20</li> </ul>
<p>Weds 4 September 2019 at 5.30pm</p>	<ul style="list-style-type: none"> <li>• Renewal of Sex Establishment Licence for Black Orchid</li> <li>• Interpretation of Law - 'Out of town' Licences</li> <li>• Taxi Account up to 31 March 2019</li> <li>• Hackney Carriage Vehicle Consultation</li> <li>• Review of Polling Districts, Polling Places and Polling Stations</li> <li>• Work Plan 2019-20</li> </ul>
<p>Weds 9 Oct 2019 at 5.30pm</p>	<ul style="list-style-type: none"> <li>• Update on the Taxi Licensing Internal Audit report Actions</li> <li>• Taxi and PHV complaints Summary Report</li> <li>• Work Plan 2019-20</li> </ul>
<p>Weds 27 Nov 2019 at 5.30pm</p>	<ul style="list-style-type: none"> <li>• Unmet Demand Update Report</li> <li>• Review of Council's Constitution on Licensing Appeals</li> <li>• Review of scheme of delegated powers to officers</li> <li>• KPI report of Licensing Department</li> <li>• Work Plan 2019-20</li> </ul>
<p>Weds 22 Jan 2020 at 5.30pm</p>	<ul style="list-style-type: none"> <li>• Annual report on decisions made by officers under delegated powers with regard to applications under the Gambling Act 2005</li> <li>• Annual report on decisions made by officers under delegated powers with regard to applications under the Licensing Act 2003</li> <li>• Annual joint report from North Yorkshire Police and the Licensing Service regarding the effects of the Act and licensing policy in swiftly and safely dispersing concentrations of people from licensed venues, to avoid disorder and disturbance. (Transport focused)</li> </ul>

	<ul style="list-style-type: none"><li>• Work Plan 2019-20</li></ul>
Weds 18 Mar 2020 at 5.30pm	<ul style="list-style-type: none"><li>• 6 Monthly KPI report of Licensing Dept</li><li>• Report outlining policing and other measures in relation to reducing ASB associated to licensable activities</li><li>• Work Plan 2019-20</li></ul>
Weds 6 May 2020 at 5.30pm	<ul style="list-style-type: none"><li>• Annual Taxi Fees Account review</li><li>• Work Plan 2019-20</li></ul>